

**01-18-00538-CR**

In the  
Court of Appeals  
for the First Judicial District of Texas  
at Houston

FILED IN  
1st COURT OF APPEALS  
HOUSTON, TEXAS  
2/19/2019 12:00:00 AM  
CHRISTOPHER A. PRINE  
Clerk

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**No. 2167075**  
In County Criminal Court at Law No. 6  
of Harris County, Texas

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**Ricardo Romano**  
*Appellant*

v.

**The State of Texas**  
*Appellee*

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**State's Third and Final Motion for Extension  
of Time to File Appellate Brief**

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To the Honorable Court of Appeals:

The State of Texas, pursuant to TEX. R. APP. P. 2 & 10.5, moves for an extension of time in which to file its appellate brief. The following facts are relevant:

1. On August 24, 2017, the appellant was charged by information with indecent exposure, committed on August 23, 2017. (CR. – 7). Following a trial, the court found the appellant guilty of the charged offense on May 18, 2018. (CR. – 61). The court sentenced him the same day to three days

in jail. *Id.* The appellant filed notice of appeal on June 12, 2018; the trial court certified the appellant's right to appeal on May 18, 2018. (CR. – 54, 64-70).

2. The State's brief was due Wednesday, February 13, 2019.
3. The State filed its brief today, Monday, February 18, 2019.
4. The State therefore requests a five-day extension in which to file its brief.
5. The following facts are relied upon to show good cause for an extension of time to allow the State to file its brief:

- a. This is the State's third and final request for an extension in this case.

- b. I timely filed a brief in the following case on February 5, 2019:

Demarcus West  
No. 01-18-00228-CR

- c. I timely filed a brief in the present case today, February 18, 2019.

- d. In addition to this case, I am handling the following appeals:

Travein Straughter  
No. 14-18-00408-CR

Rodney Robles  
No. 14-18-00401-CR

- e. I have also been preparing for an oral argument set tomorrow, February 19, 2019, before a panel of the Fourteenth Court of Appeals in the following case:

Alonzo Columbus Johnson  
No. 14-18-00092-CR

- f. Due to an increased need for appellate assistance from trial prosecutors, I have spent approximately thirty-seven hours over the past month providing legal research and guidance on issues ranging from plea agreements to search and seizure law and jury charges.
- g. Shortly after the extension in this case last granted by this Court, I was forced to take a week of sick and personal leave due to a middle ear infection and perforated ear drum. This illness resulted in pain and vertigo, required prescription medication and rest, and delayed the timely completion of some of my work, including this brief.

WHEREFORE, the State prays that this Court will grant the requested extension.

Respectfully submitted,

/s/ Cory Stott

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**CERTIFICATE OF SERVICE**

I certify that I have requested that efile.txcourts.gov electronically serve a  
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Date: February 18, 2019